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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA – RENO DIVISION

1 UTHERVERSE, INC., a Nevada corporation,
2 BRIAN SHUSTER, an individual,

3 Plaintiffs,

4 v.

5 BRIAN QUINN, an individual; JOSHUA
6 DENNE, an individual; BLOCKCHAIN
7 FUNDING, INC. a Delaware corporation;
8 BLOCKCHAIN ALLIANCE LLC, a
9 Wyoming Limited Liability Company;
10 MASTERNODE PARTNERS, LLC, a
11 Wyoming Limited Liability Company;
12 LYNNE MARTIN, an individual; NIYA
13 HOLDINGS, LLC, a Nevada limited liability
14 company; NIMA MOMAYEZ, an individual;
15 and JEREMY ROMA, an individual,

16 Defendants.

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AND RELATED COUNTERCOMPLAINT.

Case No. 3:25-cv-00020-MMD-CSD

**STIPULATION AND ORDER TO
EXTEND DEADLINE FOR PLAINTIFFS
UTHERVERSE INC. AND BRIAN
SHUSTER TO RESPOND TO
COUNTERCOMPLAINT**

(FIRST REQUEST)

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1 IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Counter-
 2 Defendants Utherverse, Inc. and Brian Shuster (collectively, “Plaintiffs”) through their counsel of
 3 record, Kearney Puzey Damonte Ltd. and Coleman & Horowitz, LLP, and Defendants and
 4 Counterclaimants Brian Quinn, Joshua Denne, Blockchain Funding, Inc., Blockchain Alliance LLC,
 5 Masternode Partners, LLC, Niya Holdings, LLC, and Nima Momayez (“Defendants”), through their
 6 counsel of record, Brownstein Hyatt Farber Schreck, LLP, as follows:

7 1. On January 10, 2025, Plaintiffs filed their Complaint for Violation of The Racketeer
 8 Influenced And Corrupt Organizations Act (18 U.S.C. §§ 1961 et seq.); Fraud In The Inducement;
 9 Intentional Misrepresentation (Fraud); Conversion; Breach of Fiduciary Duty; Aiding and Abetting
 10 Breach of Fiduciary Duty; and Tortious Interference With Contract (the “Complaint”). ECF 1.

11 2. On February 28, 2025, Defendants filed their Answer and Countercomplaint for
 12 Fraud and Deceit, Civil Claim Under Penal Code Section 496(c), Breach of Fiduciary Duty, and
 13 Defamation Per Se (the “Countercomplaint”). ECF 30.

14 3. By virtue of their appearances, Plaintiffs were served with the Countercomplaint on
 15 February 28, 2025. Accordingly, the original deadline to respond to the Countercomplaint by
 16 Plaintiffs was March 21, 2024.

17 4. On March 13, 2025, counsel for Plaintiffs and counsel for Defendants spoke by
 18 telephone and agreed to extend the time for Plaintiffs to respond to the Countercomplaint to April 4,
 19 2025.

20 5. On March 20, 2025, counsel for the respective parties again spoke by telephone and
 21 discussed, among other items, that the Countercomplaint had not yet been served on additional
 22 counter-defendants added as parties by way of the Countercomplaint (*i.e.*, counter-defendants
 23 Utherverse Digital, Inc., Peter Gantner, Nexus Venture LLC, Ari Good, and Gary Shuster;
 24 collectively “Additional Counter-Defendants”). Counsel also discussed a universal response
 25 deadline in light of the anticipated varying service dates for Plaintiffs and the Additional Counter-
 26 Defendants.

27 6. Also on March 20, 2025, Plaintiffs’ counsel agreed to accept service for the
 28 Additional Counter-Defendants. However, as of the filing of this Stipulation, Additional Counter-

Defendants have not been served.

7. On March 27, 2025, counsel for the respective parties again spoke by telephone and discussed, among other items, that Defendants would be serving an amended countercomplaint.

8. Plaintiffs' counsel and Defendants' counsel further agreed that subject to paragraph 7 above, Plaintiffs' deadline to respond to the Countercomplaint served on February 28, 2025, would be extended to April 15, 2025.

9. There is a strong public policy in the Ninth Circuit of deciding cases on the merits, rather than technicalities. *See U.S. v. Signed Personal Check No. 730 of Yubran S. Mesle*, 615 F.3d 1085, 1091 (9th Cir. 2010).

10. Pursuant to LR IA 6-1(a), the Parties wish to extend the deadline for Plaintiffs to respond to the Countercomplaint.

11. No discovery deadlines or dates for trial have been set.

12. Accordingly, the Plaintiffs and Defendants stipulate and agree that Plaintiffs shall have up to and including April 15, 2025, within which to file their response to the Countercomplaint served on February 28, 2025. If, in the interim, Defendants serve an amended countercomplaint, the response to the amended countercomplaint will be due as prescribed by the Federal Rules of Civil Procedure.

13. This stipulation is brought in good faith and not for purposes of delay.

14. This is the first request for an extension of time for Plaintiffs to respond to the Countercomplaint.

IT IS SO STIPULATED.

DATED: March 28, 2025

COLEMAN & HOROWITT, LLP

By: /s/Sherrie M. Flynn

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8 Shuster and Counter-Defendants Utherverse, Inc.,
9 Brian Shuster, Utherverse Digital Inc., Peter
10 Gantner, Nexus Venture LLC, Ari Good and Gary
11 Shuster
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13

DATED: March 28, 2025

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15 By: /s/Maximilien D. Fetaz
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17 Zachary R. Meyer, Esq
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19 Brian Quinn, Joshua Denne, Blockchain Funding,
20 Inc., Blockchain Alliance LLC, Masternode
21 Partners, LLC, Niya Holdings, LLC, and Nima
22 Momayez.
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IT IS SO ORDERED.

UNITED STATES MAGISTRATE JUDGE

DATED: _____